

Message Text

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ACTION COME-00

INFO OCT-01 EUR-25 IO-14 ISO-00 EB-11 AGR-20 CEA-02

CIAE-00 DODE-00 FRB-02 H-03 INR-10 INT-08 L-03 LAB-06

NSAE-00 NSC-10 PA-04 RSC-01 AID-20 CIEP-02 SS-20

STR-08 TAR-02 TRSE-00 USIA-15 PRS-01 SPC-03 OMB-01

DRC-01 /193 W

----- 066653

R 071652Z DEC 73

FM AMEMBASSY PARIS

TO SECSTATE WASHDC 5302

INFO AMEMBASSY BRUSSELS

AMEMBASSY COPENHAGEN

AMEMBASSY DUBLIN

AMEMBASSY LONDON

AMEMBASSY LUXEMBOURG

/AMEMBASSY ROME 8993

AMEMBASSY THE HAGUE

USMISSION EC BRUSSELS

USMISSION GENEVA

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E.O. 11652: N/A

TAGS: ETRD, EC

SUBJECT: EC TARIFF RECLASSIFICATION - SEMICONDUCTORS

REF: STATE 237389

1. EMBOFF MET WITH CADET OF FOREIGN MINISTRY DECEMBER 12 TO REVIEW POINTS PARA 3 REFTEL AND TO LEAVE EC MEMORANDUM ON CLASSIFICATION OF SEMI-CONDUCTORS.

2. CADET TOOK LEGAL MEMORANDUM AND SAID HE WOULD SUBMIT IT TO MINISTRY OF ECONOMY AND OTHER GOF OFFICERS FOR CONSIDERATION,
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AND THAT USG VIEWS WOULD BE TAKEN SERIOUSLY INTO ACCOUNT WHEN

MATTER WAS DECIDED IN EC CONTEXT. HE SAID THAT HE RECALLED MATTER HAD BEEN DISCUSSED WITHIN GOF AT TIME OF FIRST USG DEMARCHE, AND THAT--ACCORDING TO HIS RECOLLECTION, FOR WHICH HE COULD NOT VOUCH COMPLETELY--GOF HAD TAKEN FOLLOWING POINTS INTO CONSIDERATION IN ITS (PRESUMABLY NEGATIVE) RECOMMENDATION TO ITS EC DELEGATION: (A) THAT, INsofar AS EC REVISED TARIFF NOMENCLATURE HAD BEEN POSTED UNDER GATT, AND USG HAD MADE NO FORMAL OBJECTIONS, GOF CONSIDERED THAT USG WAS PREPARED TO ACCEPT NEW CLASSIFICATIONS. (B) THAT NEW CLASSIFICATIONS HAD BEEN ESTABLISHED DURING RECLASSIFICATION PROCEDURE IN EFFORT TO BE MORE SPECIFIC ON DEFINITION OF ITEMS COVERED, AND THAT CERTAIN IMPLICIT TRADE-OFFS HAD BEEN INVOLVED IN ASSIGNING ITEMS TO VARIOUS CATEGORIES. HE RECALLED THAT CERTAIN OTHER ITEMS HAD BEEN PLACED IN THE CATEGORY RECEIVING TARIFF CONCESSIONS IN ORDER TO BALANCE THE PLACING OF SEMI-CONDUCTORS INTO A HIGHER TARIFF CATEGORY. EMBOFF RESPONDED TO POINT (A) BY NOTING THAT, WHETHER OR NOT USG HAD IN FACT PROTESTED ANY POSTING OF NEW TARIFF SCHEDULES UNDER THE GATT, ITS REPRESENTATIONS TO THE EC PUT IT FIRMLY ON RECORD AS DESIRING RECTIFICATION OF NEW CLASSIFICATIONS.

ON POINT (B), EMBOFF NOTED HE WAS UNAWARE WHETHER THIS POSITION HAD BEEN MADE CLEAR TO USG, BUT IN ANY EVENT OUR CASE WAS BASED ON WHAT USG CONSIDERED TO BE FAULTY ATTRIBUTION OF UNMOUNTED SEMI-CONDUCTORS INTO CATEGORY DEALING ONLY WITH MOUNTED SEMI-CONDUCTORS; QUESTION THEREFORE WAS NOT ONE OF EQUITY BUT OF PROPER ATTRIBUTION ACCORDING TO ECS OWN SCHEDULE AND DEFINITIONS.

3. CADET'S LACK OF ENTHUSIASM FOR PRESSING OUR CASE WITHIN GOF WAS NOTICEABLE, AND WE HAVE IMPRESSION THAT GOF WILL NOT SUPPORT US. EMBOFF INDICATED THAT QUESTION WOULD BE RAISED WITHIN NEXT FEW WEEKS "OR AS EARLY AS NEXT WEEK" WITHIN EC. WHILE WE NOT HOPEFUL THAT GOF WILL CHANGE ITS POSITION BEFORE DECEMBER 12 MEETING, IF AT ALL, WE WILL RAISE QUESTION AGAIN AT HIGHER LEVEL ON DECEMBER 11.

IRWIN

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Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: CUSTOMS DUTIES, SEMICONDUCTOR DEVICES, TRADE CONTROLS
Control Number: n/a
Copy: SINGLE
Draft Date: 07 DEC 1973
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: morefirh
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1973PARIS31364
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Film Number: n/a
From: PARIS
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1973/newtext/t19731238/aaaabbog.tel
Line Count: 96
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Office: ACTION COME
Original Classification: LIMITED OFFICIAL USE
Original Handling Restrictions: n/a
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30 JUN 2005

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